

**DRAFT/UNAPPROVED  
VIRGINIA BOARD OF PHARMACY  
MINUTES OF SPECIAL CONFERENCE COMMITTEE  
INFORMAL CONFERENCE COMMITTEE**

Thursday, September 20, 2007  
Second Floor  
Training Room 2

Department of Health Professions  
Perimeter Center  
9960 Mayland Drive, Suite 300  
Richmond, Virginia 23233

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**CALL TO ORDER:** A meeting of a Special Conference Committee of the Board of Pharmacy was called to order at 9:30 a.m.

**PRESIDING:** David C. Kozera, Committee Chairman

**MEMBERS PRESENT:** Brandon K. Yi

**STAFF PRESENT:** Cathy M. Reiniers-Day, Deputy Executive Director  
Mykl D. Egan, DHP Adjudication Specialist

**CLAY DOUGLAS JONES**  
License #0202-204609  
Clay Douglas Jones appeared to discuss his compliance with the terms and conditions of his February 14, 2006 Order as stated in the August 27, 2007 Notice.

**Closed Meeting:** Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, to convene a closed meeting pursuant to § 2.2-3711.A.28 of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Clay Douglas Jones. Additionally, he moved that Cathy Reiniers-Day and Mykl Egan attend the closed meeting because their presence in the closed meeting was deemed necessary and their presence would aid the Committee in its deliberations.

**Reconvene:** Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, that only public business matters lawfully exempted from open meeting requirements and only such public business matters as were identified in the motion for closed meeting were heard, discussed or considered during the closed meeting.

**Decision:** After consideration of the evidence and statements concerning the allegations, Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, to offer a Consent Order to Mr. Jones adopting the findings of fact and conclusions of law for the indefinite suspension of

his license.

(This Consent Order shall be effective upon endorsement by Mr. Jones and the Board of the findings of fact, conclusions of law and terms of the Consent Order.)

HATTIE M. PUCKETT  
Registration #0230-000411

Hattie M. Puckett appeared to discuss allegations that she may have violated certain laws and regulations governing the practice of pharmacy technicians as stated in the May 3, 2007 Notice.

Closed Session:

Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, to convene a closed meeting pursuant to § 2.2-3711.A.28 of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Hattie M. Puckett. Additionally, he moved that Cathy Reiniers-Day and Mykl Egan attend the closed meeting because their presence in the closed meeting was deemed necessary and their presence would aid the Committee in its deliberations.

Reconvene:

Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, that only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion for closed meeting were heard, discussed or considered during the closed meeting.

Decision:

After consideration of the evidence and statements concerning the allegations, Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, that the Committee make the findings of fact, conclusions of law and sanctions as stated in Attachment 1.

As provided by law, this decision shall become a final Order thirty days after service of such Order on Ms. Puckett unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Puckett within such time. If service of the Order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this Special Conference Committee shall be vacated.

JASON L. ROSS  
Pharmacy Technician Applicant

Jason L. Ross appeared to discuss his application for registration as a pharmacy technician and allegations that he may have violated certain laws and regulations governing the practice of pharmacy technicians as stated in the August 27, 2007 Notice.

Closed Meeting:

Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, to convene a closed meeting pursuant to § 2.2-3711.A.28 of the Code of Virginia for the purpose of deliberation to reach a decision in the matter of Jason L. Ross. Additionally, he moved that Cathy Reiniers-Day and Mykl Egan attend the closed meeting because their presence in the closed meeting was deemed necessary and their presence would aid the Committee in its deliberations.

Reconvene:

Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, that only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion for closed meeting were heard, discussed or considered during the closed meeting.

Decision:

After consideration of the evidence and statements concerning the allegations, Mr. Yi moved, and the Committee voted 2-0 in favor of the motion, that the Committee make the findings of fact, conclusions of law and sanctions as stated in Attachment 2.

As provided by law, this decision shall become a final Order thirty days after service of such Order on Mr. Ross unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Ross within such time. If service of the Order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of this Special Conference Committee shall be vacated.

ADJOURN:

With all business concluded, the meeting adjourned at 4:00 p.m.

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Cathy M. Reiniers-Day  
Deputy Executive Director

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David C. Kozera, Chair

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Date

Hattie M. Puckett

Findings of Fact and Conclusions of Law:

- Hattie M. Puckett holds registration number 0230-000411 issued by the Board to practice as a pharmacy technician in the Commonwealth of Virginia.
- Ms. Puckett violated § 54.1-3322(2) [2006] of the Code in that on or about January 18, 2007, during the course of her employment as a pharmacy technician with St. Mary's Hospital Pharmacy, Richmond, Virginia, while repackaging unit dose syringes, she diluted the bulk bottle of Tussionex Suspension (hydrocodone, chlorpheniramine, Schedule III) with water.

Sanction

- Ms. Puckett shall complete four (4) continuing pharmacy education hours in the subject of medication errors.

Jason L. Ross

Findings of Fact and Conclusions of Law:

- Pursuant to an application dated April 2, 2007, Jason L. Ross applied for Registration as a Pharmacy Technician in the Commonwealth of Virginia. On April 5, 2007, said Application was denied due to Court information provided with the Application.
- Mr. Ross violated § 54.1-3316(9) [formerly § 54.1-3322(7)] of the Code in that he was convicted of possession of marijuana on May 30, 2001, in Chesterfield County General District Court and of driving while intoxicated on October 10, 2002, in Lynchburg General District Court.
- Mr. Ross violated § 54.1-3316(11) [formerly § 54.1-3322(7)] of the Code in that he was convicted of one count of petit larceny on July 24, 2001, in Lynchburg General District Court.
- Mr. Ross stated that he has not used any illegal substances since the marijuana use in September 2000. Further, he stated that he successfully completed the court-ordered Virginia Alcohol Safety Action Program and his driver's license was restored.

Sanction:

The application of Jason L. Ross for registration as a pharmacy technician be approved.